

ESTTA Tracking number: **ESTTA463284**

Filing date: **03/22/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91204001
Party	Defendant The Defiers Motorcycle Club
Correspondence Address	THE DEFIERS MOTORCYCLE CLUB THE DEFIERS MOTORCYCLE CLUB 760 POND CREEK RD STONE, KY 41567-7045 fields_js@yahoo.com
Submission	Answer
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	03/22/2012
Attachments	Answer 91204001.pdf (3 pages)(19686 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Serial No. 85/272,160

For the mark THE DEFIERS MC and design,

The Defiers MC of Pikeville,

Opposer,

vs.

The Defiers Motorcycle Club,

Applicant.

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Opposition No. 91204001

ANSWER AND GROUNDS OF DEFENSE

COMES NOW the Applicant, The Defiers Motorcycle Club (hereinafter “Applicant”), by and through counsel, The Trademark Company, PLLC, and files its Answer and Grounds of Defense to the Notice of Opposition and in response to Opposer’s allegations states as follows:

ANSWER

In response to the specifically enumerated paragraphs of the Notice of Opposition, Applicant responds as follows:

1. Applicant is without knowledge to the truth of the allegations set forth in Paragraph 1 of the Notice of Opposition, and therefore denies the same.

2. Applicant is without knowledge to the truth of the allegations set forth in Paragraph 2 of the Notice of Opposition, and therefore denies the same.

3. Applicant denies the allegations set forth in Paragraph 3 of the Notice of Opposition and demands strict proof thereof.

Applicant further denies all allegations not specifically, actually or constructively, admitted in the foregoing paragraphs of this Answer and Grounds of Defense.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed.

Respectfully submitted this 22nd day of March, 2012.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

Matthew H. Swyers, Esq.

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Counsel for Applicant

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Opposition No. 91204001

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 22nd day of March, 2012,
to be served, via first class mail, postage prepaid, upon:

Ben Fleming
The Defiers MC of Pikeville
2920 Hwy 610 W
Virgie, KY 41572

/Matthew H. Swyers/
Matthew H. Swyers